



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. Box 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

Paper No.9

STROOCK & STROOCK & LAVAN, LLP
180 MAIDEN LANE
NEW YORK, NY 10038
Attn: Steven B. Pokotilow, Esq.

MAIL

FEB 17 2004

DIRECTOR OFFICE
TECHNOLOGY CENTER 2600

In re Application of

ZHOU et al.

Application No. 09/820,551

Filed: March 29, 2001

For: **SYSTEM AND METHOD FOR
REMOTELY MONITORING**

:
:
: DECISION ON PETITION TO
: WITHDRAW HOLDING OF
: ABANDONMENT
:

This is a decision on the petition filed November 12, 2003, under 37 C.F.R. § 1.181(a) to withdraw holding of abandonment.

The application became abandoned for failure to timely file a response to the Non-Final Office Action mailed April 9, 2002. A Notice of Abandonment was mailed on November 15, 2002.

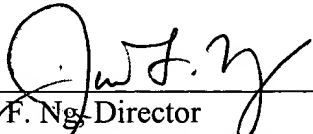
Petitioner asserts that he did not receive the Non-Final Office action mailed April 9, 2002, or the Notice of Abandonment mailed November 15, 2002. In support of the petition, Petitioner provides a copy of the Change of Address filed at the Patent and Trademark Office on August 3, 2001. A review of the file indicates that Change of Address was received on August 3, 2001. A review of the record also indicates that the Non-Final Office action, and the Notice of Abandonment were mailed to the previous address of record. Therefore, there was an irregularity in mailing of the non-final Office action, and the Notice of Abandonment, as it was mistakenly mailed to an incorrect correspondence address. The U.S. Patent and Trademark Office regrets any inconvenience to the petitioner.

Accordingly, the application was not abandoned in fact, and the holding of abandonment is withdrawn.

The petition is **GRANTED**.

The Notice of Abandonment mailed November 15, 2002 is hereby vacated. In view of the time lapse between the original mailing of the Office action of April 9, 2002, and the date of this decision, the application file will be forwarded to the examiner of record for updating the search and the Office action as appropriate.

From there, the file will be forwarded to the Technology Center 2600 technical support staff for mailing of the updated Office action to the correct correspondence address of record and setting a new shortened statutory period of three (3) months for the applicant to respond.



Jin F. Ng, Director
Technology Center 2600
Communications